

1 IN THE UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF ILLINOIS
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4
5 ARTISAN AND TRUCKERS CASUALTY)
6 CO.,)
7)
8 Plaintiff,)
9)
10)
11)
12 vs.) Case No.
13) 18-cv-02220-SMY-RJD
14)
15 NERON LOGISTICS LLC, EXPEDITE)
16 US 48 INC., AUGUSTA LOGISTICS,)
17 INC., JOHN JACKSON,)
18 FRANZ ENNS, SARA ENNS,)
19 MANITOBA PUBLIC)
20 INSURANCE, and NEW YORK MARINE)
21 AND GENERAL INSURANCE COMPANY,)
22)
23)
24 Defendants.)
25

16 TRANSCRIPT of the deposition of
17 JOHN J. JACKSON taken in the above-entitled matter
18 by and before Susan Bauman, CSR No. 6320 and Notary
19 Public for the County of Oakland at 400 Renaissance
20 Center, Suite 2600, Detroit, Michigan on Friday,
21 January 10, 2020 commencing at 1:13 p.m.

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2 A P P E A R A N C E S:
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4

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1

2 I N D E X
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4

DIRECT CROSS REDIRECT RECROSS

5

6 WITNESS:

7 JOHN J. JACKSON

8

9 By Mr. Buck 6

10 By Ms. Warren 27

11 By Mr. Wendler 28

12

13 WITNESS INSTRUCTED NOT TO ANSWER

14 PAGE LINE

15 49 14

16 50 15

17

18

19 E X H I B I T S

20 NUMBER DESCRIPTION

21 P-1 Document entitled, "Subpoena to Testify
22 at a Deposition in a Civil Action"

23 P-2 Document entitled, "Rule 902(11) Certification
24 of Records of Regularly Conducted Activities"

25

1	E X H I B I T S (cont.)	
2	NUMBER	DESCRIPTION
3	P-3	Document entitled, "Driver/Vehicle Examination
4		Report"
5	P-4	Photograph
6	P-5	Photograph
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1 J O H N J. J A C K S O N ,
2 After being duly sworn by the Notary Public,
3 was examined and testified as follows:
4

5 DIRECT EXAMINATION BY MR. BUCK:

6 Q. This is a deposition.

7 Sir, will you please state
8 your name?

9 A. John Jackson.

10 Q. What is your age?

11 A. 52.

12 Q. Are you a resident and citizen of the State of
13 Michigan?

14 A. I am.

15 Q. I'm going to show you what we've already
16 marked Exhibit No. 1. And for the record
17 this is a copy of the subpoena to testify at
18 deposition in the civil action that was served
19 upon you for your deposition today, January
20 10th, 2020 at 1:00 p.m. eastern time in
21 Detroit, Michigan.

22 Do you see that, sir?

23 A. I do.

24 Q. Did you receive that subpoena?

25 A. I did.

1 Q. And you are here in response to that subpoena,
2 correct?

3 A. Yes sir.

4 Q. I'm going to show you what's been marked
5 Exhibit No. 2. And this is a group of
6 documents. The first page of which is
7 entitled, "Rule 902 Certification of Records
8 of Regularly Conducted Activities" from the
9 Illinois State Police.

10 Sir, let us know when you've
11 had a chance to review the documents marked
12 Exhibit No. 2.

13 A. This is the tickets that were wrote.

14 Q. Just let us know when you've had a chance to
15 review everything.

16 A. I reviewed.

17 Q. Did you receive a copy of those records before
18 your deposition?

19 A. No, I didn't.

20 Q. Sir, if you'll please take a look at page E as
21 in Edward 2 and E3. And they are noted in the
22 lower right-hand corner of each page.

23 I'm sorry. I'll ask you to
24 look at E2 and E1. And let me know when
25 you've had a chance to review that, please.

1 A. I have.

2 Q. And if you would, also please look at the page
3 numbered E6 of Exhibit 2.

4 MR. BUCK: For the record
5 pages E1 and E2 of Exhibit 2 constitute an
6 Illinois Traffic Crash Report for the April 9,
7 2014 accident. And Exhibit E6 is entitled,
8 "Driver Vehicle Examination Report" for an
9 examination of Expedite's tractor and trailer
10 after the accident that evening.

11 Q. Do you see that, sir?

12 A. I do.

13 Q. And you've had a chance to review those
14 documents?

15 A. I have.

16 Q. Were you involved in the April 9th, 19- --
17 strike that.

18 Were you involved in the
19 April 9th, 2014 accident?

20 A. I was.

21 Q. Did that accident happen at about 11:30 p.m.
22 in the evening? Strike that.

23 Did the accident happen at
24 about 11:30 p.m.?

25 A. It did.

1 Q. The accident took place on Interstate 270 in
2 Madison County, Illinois; is that correct?

3 A. It did.

4 Q. You were the driver of a tractor-trailer
5 involved in that accident; is that correct?

6 A. I was.

7 Q. You were driving at the time of the accident a
8 2006 Freight Liner Columbia and a 2012 Great
9 Dane trailer; is that correct?

10 A. Yeah. Yes, it is.

11 Q. Sir, I'd like you to look at the photostatic
12 copy of a photograph that's been marked
13 Exhibit 4.

14 MR. BUCK: For the record
15 this is the photograph that the attorneys of
16 record have seen in earlier depositions being
17 a picture of the site of a tractor.

18 Q. Sir, I'm also going to ask you to look at a
19 photostatic copy of a photograph that's been
20 marked Exhibit No. 5.

21 MR. BUCK: And for the
22 record and for the attorneys present today in
23 person and by phone this has been used in
24 prior depositions. This is the photostatic
25 copy of the photograph of the back end of the

1 Great Dane trailer. I believe it's been
2 previously marked as Exhibit No. 5, as well.

3 Q. Sir, let us know when you've had a chance to
4 review Exhibit 4 and Exhibit 5.

5 A. I have.

6 Q. Is Exhibit 4 a picture of the tractor that you
7 were driving at the time of the accident?

8 A. It is.

9 Q. Is Exhibit 5 a picture of the trailer that you
10 were driving at the time of the accident?

11 A. It is.

12 Q. Does Exhibit 4 truly and accurately depict the
13 portion of the tractor shown in the photograph
14 as it existed at the time of the accident and
15 immediately thereafter?

16 A. I mean, yeah, it does.

17 Q. Okay. Does the photograph showing the back
18 end of the trailer truly and accurately depict
19 the condition of the back end of the trailer
20 as shown in the photograph at the scene of the
21 accident after it happened?

22 A. I mean --

23 Q. The portion that's shown.

24 A. Yeah.

25 Q. Yes?

1 A. Yeah.

2 Q. Okay. Now the tractor that's shown in Exhibit
3 No. 4 that shows the door to the tractor that
4 you were driving at the time of the accident;
5 is that correct?

6 A. Yeah. That would be the driver's side door.

7 Q. And on the driver's side door of the tractor
8 that you were operating at the time of the
9 accident there was placarded Expedite's name
10 and logo; is that correct?

11 A. Yes.

12 Q. And also placarded on the driver's door of the
13 tractor that you were operating at the time of
14 the accident was Expedite's United States
15 Department of Transportation number; is that
16 correct?

17 A. That is.

18 Q. Is it your understanding that Expedite
19 operated as a motor carrier on the day of the
20 accident?

21 A. We were acting as a motor carrier, yes.

22 Q. On the day of the accident and at the time of
23 the accident were you operating the tractor
24 and trailer on behalf of Expedite?

25 A. Yes, I was.

1 Q. On the day of the accident at the time of the
2 accident was the tractor-trailer operated
3 pursuant to Expedite's Motor Carrier
4 Authority?

5 A. It was.

6 Q. Had you driven that tractor on behalf of
7 Expedite for a period of time before the day
8 of the accident?

9 A. I have.

10 Q. How long had you operated the tractor --
11 strike that.

12 How long had you operated
13 the tractor on behalf of Expedite before the
14 day of the accident; a week, two weeks,
15 longer?

16 A. For the last three years.

17 Q. Three years before the accident; is that
18 correct?

19 A. Yes, sir.

20 Q. So for three years before the April 9th, 2014
21 accident you had been driving the tractor on
22 behalf of Expedite on a regular basis; is that
23 correct?

24 A. Yes.

25 Q. And was it always operated by you pursuant to

1 Expedite's Motor Carrier Authority?

2 A. Yes.

3 Q. Did Expedite pay you as the driver of the
4 tractor?

5 A. They did.

6 Q. Did Expedite pay you for your operation of the
7 tractor and trailer that was involved in the
8 accident?

9 A. They did.

10 Q. On the day of the accident and for the three
11 years before the accident did you operate that
12 tractor on behalf of any other motor carrier
13 other than Expedite?

14 A. No.

15 MR. WENDLER: I didn't hear
16 the answer to the previous question.

17 MR. BUCK: Brian, I'm going
18 to have the court reporter read that back to
19 you.

20 MR. WENDLER: Just yes or no
21 is fine. Did Expedite pay him was the
22 question.

23 MR. BUCK: The answer was,
24 yes.

25 MR. WENDLER: Okay. Thank

1 you.

2 BY MR. BUCK:

3 Q. Sir, I'm going to show you what's been marked
4 Exhibit No. 3. This is also included as part
5 of Exhibit No. 2 and was previously identified
6 as the "Driver Vehicle Examination Report"
7 prepared by the Illinois State Police after
8 the accident.

9 Let us know when you've had
10 a chance to review this, please.

11 A. I have.

12 Q. Is it your understanding that this was a
13 report of examination concerning the tractor
14 and trailer that you were operating at the
15 time of the accident?

16 A. Yes.

17 Q. You are listed as the driver, correct?

18 A. Yeah.

19 Q. Expedite US 48, Inc. is listed as the motor
20 carrier involved in the accident; is that
21 correct?

22 A. Yes.

23 Q. It states here that the origin of your trip
24 that day was in Granite City, Illinois; is
25 that accurate?

1 A. It's been a few years. But yes, that's
2 probably the right way. I was on my way to
3 Alabama.

4 Q. It states that your destination with the
5 tractor and trailer on that trip was to
6 Anniston, Alabama. Is that information
7 correct?

8 A. It was, yeah.

9 Q. At the time of the accident you were operating
10 the tractor and trailer on behalf of Expedite
11 to transport food as cargo on behalf of Kraft
12 Foods; is that correct?

13 A. Yes.

14 Q. Yes sir?

15 A. Yes, sir.

16 Q. And your trip began in Granite City, Illinois
17 and was to end in Anniston, Alabama; is that
18 correct?

19 A. Yes.

20 Q. So that involved the transportation of the
21 tractor and trailer in more than one state,
22 correct?

23 A. Yes.

24 Q. Is it your understanding that that type of
25 transportation of goods is referred to as

1 interstate transportation?

2 | A. It is.

3 Q. As opposed to intra, i-n-t-r-a, state,
4 correct? Intrastate being all within one
5 state. Interstate --

6 A. No. Intra is 48 states.

7 Q. Okay. So you were involved in interstate
8 transportation, correct?

9 A. No. I was running 48 states. We were over
10 the road operation. That means we cover all
11 48 states. US 48. 48 states.

12 Q. Thank you.

Who is Nick?

14 A. The owner of the truck..

15 Q. The owner of Expedite?

16 A. US 48.

17 Q. That's who you worked for on the day of the
18 accident?

19 A. Yes.

20 Q. You were performing a task, service or errand
21 on behalf of Expedite US 48 at the time of the
22 accident, correct?

23 A. Correct.

24 Q. Were you performing a task, service or errand
25 for any other motor carrier at the time of the

1 accident?

2 A. No.

3 Q. Were you performing any -- strike that.

4 You've heard of Neron
5 Logistics, correct?

6 A. I have.

7 Q. Were you driving for Neron Logistics at the
8 time of the accident?

9 A. No, I wasn't.

10 Q. Were you performing any task, service or
11 errand on behalf of Neron Logistics at the
12 time of the accident?

13 A. No, I wasn't.

14 Q. So the cargo that -- strike that.

15 Had you picked up the cargo
16 before the time of the accident?

17 A. I don't remember.

18 Q. The cargo that you were transporting or was to
19 be transported on that trip being food that
20 would be considered nonhazardous material; is
21 that correct?

22 A. Correct.

23 Q. The tractor and trailer that you were
24 operating on the day of your accident was not
25 transporting hazardous material, was it?

1 A. No, it wasn't.

2 Q. The tractor and trailer was operated by you
3 under Expedite's Motor Carrier Authority and
4 on behalf of Expedite, correct?

5 A. Correct.

6 Q. Do you know who owned the trailer?

7 A. No, I don't.

8 Q. Do you know who owned the tractor that you
9 were operating?

10 A. Yeah. Nick.

11 Q. Nick being Expedite US 48?

12 A. Yes.

13 Q. Have you heard of a company called Augusta?

14 A. I have.

15 Q. Were you working for Augusta on the day of the
16 accident?

17 A. No, I wasn't.

18 Q. Do you know if Augusta was the owner of the
19 tractor or the trailer on the day of the
20 accident?

21 A. No. Nick was.

22 Q. Okay. I'm sorry. Let me rephrase that.

23 Was Augusta the owner of
24 the tractor that you were operating at the
25 time of the accident?

1 A. No, it wasn't.

2 Q. Was Augusta the owner of the trailer that you

3 were operating at the time of the accident?

4 A. No.

5 Q. When did you -- strike that.

6 Did you notify Expedite

7 about the accident after it happened?

8 A. Immediately.

9 Q. How did you do that?

10 A. Via cell phone.

11 Q. You had a cell phone on you, correct?

12 A. Yes, I did.

13 Q. And after the accident you used your cell

14 phone to call who?

15 A. Nick.

16 Q. Nick. What is Nick's last name?

17 A. Veltchev.

18 Q. V-e-l-t-c-h-e-v.

19 A. That's correct.

20 Q. You had Nick's telephone number available,

21 correct?

22 A. Yeah.

23 Q. And did you reach Nick Veltchev when you

24 called him on your cell phone after the

25 accident?

1 A. I did.

2 Q. And what did you say to Mr. Veltchev and what
3 did he say to you when you called him just
4 after the accident?

5 A. I told Nick that I had just got rear-ended by
6 a guy from Montreal Quebec, Canada. He hit me
7 with a brand new Peterbilt truck and they're
8 placing me out of service because I got a flat
9 tire and no lights. I mean no running lights.
10 That's what I told Nick.

11 Q. So you notified Nick immediately after the
12 accident that the accident had taken place,
13 correct?

14 A. Yes.

15 Q. Did you notify anyone else about the accident
16 at anytime?

17 A. No. I called 911. I called 911 after I
18 called Nick. I called Nick first and then I
19 called 911.

20 Q. All right. And the State Police responded,
21 correct?

22 A. Yeah. The author of this police report he
23 responded, yeah (Indicating).

24 Q. Did you ever talk to any insurance company
25 about the accident?

1 A. I did.

2 Q. Who did you speak to?

3 A. Some boys out of Chicago. They were really
4 nice to me and told me that I should pursue
5 litigation against this guy for running into
6 the back of me. But I declined because I
7 couldn't afford to stay off two years waiting
8 on a settlement.

9 Q. I see. Okay. And when you say, some boys
10 from Chicago, were they from an insurance
11 company?

12 A. They were.

13 Q. Was that Expedite's insurance company?

14 A. No. It was one I got on the net. I got the
15 best attorneys in Chicago.

16 Q. Okay. You spoke to attorneys, not an
17 insurance company?

18 A. Uh-huh.

19 Q. Is that correct?

20 A. I never spoke to the insurance company. I
21 spoke to some lawyers, right.

22 Q. Some lawyers that you had found through the
23 internet; is that correct?

24 A. Yes.

25 Q. Okay. Let me ask you then again. Did you

1 ever speak to any insurance company for
2 Expedite?

3 A. I did.

4 Q. Okay. Was that New York Marine?

5 A. I don't remember who it was. But they also
6 suggested that I sue these people.

7 Q. But how do you know this was Expedite's
8 insurance company?

9 A. Because Nick put me on the phone with them.
10 We had a conference call such as the one we're
11 having now, back then.

12 Q. When was back then?

13 A. However long ago that accident occurred. It
14 was my daughter's birthday April 9th the night
15 that this happened. It was that year many
16 years ago. Whenever this accident happened in
17 June I was in touch with some lawyers about
18 this.

19 Q. Lawyers you had contacted about this accident?

20 A. Via the internet.

21 Q. Pursuing a claim, correct?

22 A. Yes.

23 Q. Do me a favor. If we both start talking at
24 the same time --

25 A. Let you talk.

1 Q. I appreciate that. But what I meant was that
2 I don't mind you talking. But we can't talk
3 at the same time because the court reporter
4 can't take down what we say.

5 A. Right.

6 Q. Okay. So you spoke to Mr. Veltchev on the day
7 of the accident to notify him that it happened
8 immediately after the accident took place; is
9 that correct?

10 A. Uh-huh, yes.

11 Q. And you also spoke to an insurance company
12 with Nick from Expedite on the phone also; is
13 that correct?

14 A. Yeah. Yes, sir.

15 Q. And it's your understanding that that was
16 Expedite's insurance company?

17 A. That's not my understanding. That was a
18 lawyer that he recommended that I be in touch
19 with. I don't think that was his lawyer.
20 That was a good litigation lawyer for damages.
21 I was going to sue these people that ran into
22 the back of me. So he got me the very best
23 lawyer out of Arlington Heights, Illinois.
24 That's where he was at.

25 MS. WARREN: No. He's

1 asking you about an insurance company.

2 BY MR. BUCK:

3 Q. Don't tell me what you told any lawyers
4 because if they're your lawyers, I don't need
5 to know that.

6 A. No, I don't got no lawyer. I don't sue.

7 Q. All right. So you spoke to Mr. Veltchev the
8 owner of Expedite about the accident. You
9 spoke to some lawyers that you had contacted
10 who had been recommended by Mr. Veltchev about
11 pursuing a claim for your damages, correct?

12 A. Uh-huh.

13 Q. Yes?

14 A. Yes.

15 Q. Did you ever speak to any insurance company
16 about the accident?

17 A. Not that I can recall.

18 Q. Did you speak to Mr. Veltchev about the
19 lawsuit that was filed against you?

20 A. No. I never had a conversation with him. I
21 didn't know I was being sued.

22 Q. When did you find out that you were being
23 sued, do you recall?

24 A. Not the exact date. No, I don't recall the
25 exact date. It might have been a year or so

1 later after I declined to sue them. I got a
2 subpoena from someone. I don't remember
3 exactly what day it was really. But yeah, I
4 was informed the people from Quebec was suing
5 me cause I didn't sue them.

6 Q. This was you think about a year after the
7 accident?

8 A. Maybe so. When did this happen? In '14.
9 It's '19. Maybe about a year, a year and a
10 half later they came up with a suit. I was in
11 between homes. Moving between one place to
12 another and a process server served me with a
13 subpoena from them. Yeah, I think maybe a
14 year later.

15 Q. But you knew about a year after the accident
16 that a lawsuit had been filed by the driver of
17 the truck behind you and his wife; is that
18 correct?

19 A. I didn't know about his wife. I didn't even
20 know nothing about his wife. I knew he was
21 suing me though.

22 Q. When you found out that a lawsuit had been
23 filed against you, did you notify anyone?

24 A. No.

25 Q. Did you notify Expedite?

1 A. I didn't work for Nick no more after that.
2 Q. Did you notify any insurance company when you
3 found out that a lawsuit had been filed
4 against you for the accident?
5 A. No, I didn't.
6 Q. Do you know who owns Augusta?
7 A. No.
8 Q. Do you know if Augusta knew about the
9 accident?
10 A. No.
11 Q. Do you know if Augusta knew about the lawsuit?
12 A. No.

13 MR. BUCK: Thank you very
14 much.

15 THE WITNESS: You're
16 welcome.

17 MR. BUCK: Anyone else?

18 MR. WENDLER: This is Brian.
19 I have some questions. But if anybody else
20 has any, go ahead.

21 MS. WARREN: Brian, can we
22 take just five minutes and then start up
23 again?

24 MR. WENDLER: Sure.

25 MS. WARREN: Thank you.

1 (Recess).

2 MR. BUCK: Back on the
3 record. Brian, did you have some questions
4 you wanted to ask?

5 MR. WENDLER: Yes, I do.

6 MS. WARREN: Hey, Brian,
7 could I clear up just one thing before you ask
8 more questions?

9 MR. WENDLER: Yes.

10 MS. WARREN: Okay. Thank
11 you.

12 CROSS EXAMINATION BY MS. WARREN:

13 Q. Mr. Jackson, you testified a moment ago that
14 you had been served with a subpoena; is that
15 correct?

16 A. Yes.

17 Q. Were you referring to a subpoena for a
18 deposition?

19 A. Yes.

20 Q. Okay. Was that referring to your deposition
21 in this case pending in Federal Court?

22 A. This one right here where we're at.

23 Q. Were you referring to the case that is pending
24 in Madison County, Illinois?

25 A. No. The deposition I'm sitting for is this

one.

Q. So you have only ever been served with a subpoena in the federal case that we're currently in right now?

A. Right here, yes.

Q. Were you ever personally served with any process in the Madison County case?

A. I didn't even know I was sued.

MS. WARREN: All right.

Thank you, Mr. Jackson.

Brian, that's all I've got

for now.

CROSS EXAMINATION BY MR. WENDLER:

Q. Mr. Jackson, let me know if you cannot hear me and I will be glad to speak up or do whatever it takes to accommodate you. Okay?

A. I'm right here. I can hear you.

Q. All right. Let me ask you this about what Miss Warren just asked you. We just took a break before I started asking you any questions. Did you get a chance to talk to anyone during the break?

A. No, I didn't.

Q. All right. And you testified in response to Mr. Buck's questions that you found out about

the lawsuit about a year or a year and a half later. What did you mean by that? A year or a year and a half after it was filed or what are you talking about?

A. This was a year and a half ago, man. I didn't get any --

Q. A year and a half ago?

A. I never received anything from anybody about a lawsuit. Nick was the person that had me. I didn't know nothing about it. I don't work for him anymore, sir.

Q. All right. So just for clarification then, you found out about the lawsuit a year or a year and a half ago or somewhere in between that time frame, correct?

A. Yes, sir.

O. All right. And you found out about that how?

A. I don't recall just how I found out about it. But I heard that I had been sued and I lost. And I was never in court.

MS. WARREN: Brian, I'm going to object to the extent that this asks for attorney-client privilege.

Mr. Jackson, don't speak
about anything that you've spoken about with

any attorney. But anything outside of that I'm not objecting to.

THE WITNESS: Okay.

BY MR. WENDLER:

Q. When were you served with a subpoena for this deposition today, sir?

MR. BUCK: It's on Exhibit

MR. WENDLER: I'm sorry. I
didn't hear that.

MR. BUCK: It would be on
Exhibit 1.

THE WITNESS: Just a second,
sir. I've got to put my glasses on.

December the 26th of 2019 I got a subpoena in court. And this is the one that I'm responding to now. The lady Brittany called me, my attorney.

BY MR. WENDLER:

Q. I missed the last part of what you said, sir.

A. My attorney Brittany was in touch with me.

The lady that's here in front of me. December
26, 2019.

Q. Okay. Mr. Jackson, the police report for the crash that we're dealing with lists your

1 address on Poe Street in Detroit. Was that
2 your correct address when this crash occurred?

3 MS. WARREN: Brian, I'm
4 going to object. How is this relevant to the
5 declaratory action?

6 MR. WENDLER: It's relevant.

7 MS. WARREN: How so?

8 MR. WENDLER: I guess you
9 mean my mental impression.

10 MS. WARREN: Well, Brian,
11 I'm just going to say for the record if you're
12 going to be trying to ask questions about the
13 underlying accident in this case beyond what
14 the issues are in the declaratory action, I'm
15 going to object on the basis of relevance and
16 on the basis that it's inappropriate.

17 I mean as you know in the
18 Madison County case the default judgement
19 against Mr. Jackson has been vacated. We're
20 currently trying to go to the appellate court.
21 But as of right now the court order has stated
22 that you did not achieve proper service. So I
23 think it's inappropriate for you to be asking
24 him questions having to do with the underlying
25 case when you haven't -- the court has ruled

1 that you haven't served him with process.

2 MR. WENDLER: Your objection
3 is noted.

4 MS. WARREN: And if you're
5 going to ask him questions about the
6 underlying case and the underlying incident
7 beyond the scope of this case, I'm going to
8 direct him not to answer.

9 MR. WENDLER: You cannot
10 direct him not to answer unless you're
11 claiming privilege. You know that, Brittany.

12 MS. WARREN: We can call the
13 judge if you'd like, Brian. But I think it's
14 completely inappropriate for you to try to
15 engage in inappropriate discovery in another
16 case in this one.

17 MR. WENDLER: This is not at
18 all inappropriate discovery. And your
19 accusation is inappropriate. So I'm going to
20 ask the question.

21 MS. WARREN: Are you only
22 asking him as to what his address was?

23 MR. WENDLER: Yes. The
24 police report lists his address on Poe Street
25 in Detroit.

1 Q. Is that an accurate address on the day of the
2 crash?

3 MS. WARREN: Go ahead,
4 Mr. Jackson.

5 THE WITNESS: What was the
6 address you had on me on Poe Street?

7 BY MR. WENDLER:

8 Q. It might be in Exhibit No. 2 there in front of
9 you.

10 Tom or Brittany can tell me
11 if the police report is there.

12 MS. WARREN: It's Exhibit 2.

13 MR. WENDLER: If you'd look
14 at it. And then I don't have to make his
15 address a public record.

16 Q. Is the police report there, Exhibit 2?

17 A. It is.

18 Q. All right. Do you see your address there on
19 the crash report, sir?

20 A. I do.

21 Q. Is that the address of where you lived at the
22 time of the crash?

23 A. No, because I moved. No, that wasn't my --
24 that was not my address.

25 Q. So at the time this crash occurred on April 9,

1 2014 you did not live at that address in the
2 crash report, correct?

3 A. Correct.

4 Q. All right. Do you know how the police officer
5 got that address to put it in the crash
6 report?

7 A. I have no idea.

8 Q. Okay. When did you move from that address
9 that's in the police report on Poe Street in
0 Detroit?

11 A. When did I move?

12 Q. Right.

13 A. How did you know I moved?

14 Q. You just told us you did.

15 A. I didn't say I moved. I said that was not my
16 address on the day of the crash.

17 Q. Okay.

18 A. I never told you I moved.

19 Q. Okay. Did you ever move at some point in
20 time?

21 A. I never told you I moved, Brian.

22 Q. Okay. That's fine. Maybe I misunderstood
23 you.

24 MR. BERWIN: No. That's
25 what he said he moved. That's what he said.

1 MR. BUCK: One at a time,
2 please.

3 THE WITNESS: I never said I
4 moved.

5 BY MR. WENDLER:

6 Q. This is Brian Wendler speaking.

7 That's okay. I don't care
8 if you said that or not, sir. I'm just asking
9 you. Did you at some point in time live on
10 Poe Street in Detroit?

11 A. I did.

12 Q. And when in relation to the crash did you move
13 to that address on Poe Street? Was it before
14 or after the crash?

15 A. I don't know. I can't remember. That's what
16 I was trying to remember then.

17 Q. Okay. From today's date going backwards can
18 you give me your best estimate, sir, of when
19 it was that you moved from Poe Street?

20 A. This is '20, right?

21 Q. It is.

22 A. Back in '17.

23 Q. 2017 is your best estimate as to when you
24 moved?

25 A. Yeah. I've been living in my current address

1 for two years.

2 Q. Okay. Do you remember what month in 2017 you
3 moved away from the Poe Street address?

4 A. I'd have to consult with my lease agreement.
5 But I can tell you later.

6 Q. Okay. Now back to what Mr. Buck was asking
7 you about, sir, you said you drove for
8 Expedite for three years before this crash
9 occurred in 2014, right?

10 A. Something to that effect, yep.

11 Q. All right. And then how long after the crash
12 did you continue driving for Expedite?

13 A. Maybe about five or six months.

14 Q. And you said Mr. Nick Veltchev was your
15 supervisor?

16 A. He was the owner of the company.

17 Q. Was he also your supervisor?

18 A. It was a road job, man. I don't do that.
19 That's why I drive a truck. I don't have a
20 supervisor. He was my dispatcher. He was the
21 one that fed me work. I was an independent
22 contractor. I work for myself. I drove his
23 truck. He was the owner.

24 Q. All right. You answered a number of other
25 questions that I had on my list. So thank

1 you.

2 So Nick Veltchev was the
3 owner of Expedite as far as you know, right?

4 A. Yes.

5 Q. Do you know what relationship if any he has to
6 an individual named Bobby Veltchev?

7 A. Do I know -- say that again.

8 Q. Do you know what relationship if any Nick
9 Veltchev has to an individual named Bobby
10 Veltchev?

11 A. That would be his brother.

12 Q. Okay. And do you know an individual who
13 either worked for the company or was related
14 to the Veltchevs whose first name is Tammy?

15 A. No.

16 MS. WARREN: Brian,
17 objection again.

18 THE WITNESS: I don't know
19 none of that.

20 MS. WARREN: This has
21 nothing to do with the declaratory action.
22 This is purely in our case in Madison County
23 and it's inappropriate.

24 THE WITNESS: Don't know a
25 Tammy, buddy.

1 BY MR. WENDLER:

2 Q. Mr. Jackson, pardon me for needing some
3 clarification here. But you were testifying
4 when Mr. Buck asked you some questions
5 something about someone told you that you
6 should file a lawsuit. And did I hear you
7 correctly? Did you say that Expedite's
8 insurance company told you that?

9 A. No.

10 Q. Or did I misunderstand?

11 A. You misunderstood all the way around the
12 board.

13 Q. All right. Who told you that you should file
14 a lawsuit?

15 A. My uncle told me that.

16 Q. And just so I'm clear --

17 A. You wouldn't have sued nobody?

18 MS. WARREN: Just answer the
19 questions that he asks you, Mr. Jackson.

20 BY MR. WENDLER:

21 Q. Just so I'm clear, Mr. Jackson, after the
22 crash occurred you did immediately speak to
23 Nick Veltchev to report the crash, correct?

24 A. Correct.

25 Q. And you also spoke to Expedite's insurer about

1 the crash, correct?

2 MR. BUCK: I believe that
3 misstates the testimony. He said that he
4 never spoke to an insurance company. But I
5 could be mistaken.

6 THE WITNESS: No, I never
7 spoke to anyone but 911 and Nick.

8 BY MR. WENDLER:

9 Q. So you never reported this crash to any
10 insurance company; am I correct?

11 A. No. That's not my job.

12 Q. So I am correct?

13 A. You are.

14 Q. All right. Has any insurance carrier ever
15 contacted you about this crash?

16 A. I'm sure they did. I was the driver of the
17 automobile. I don't remember who or when.
18 It's been five years ago, man.

19 Q. That's fine. Do you remember what insurance
20 company it was?

21 A. I just told you. No, I couldn't recall that.

22 Q. All right. So you can't say if it was
23 Expedite's insurance company or some other
24 insurance company that contacted you,
25 correct?

MR. BUCK: I'm going to object to the question because it mischaracterizes the testimony. He said that he didn't know whether or not the insurance company had contacted him.

Go ahead.

MS. ALLEN: I'll join in
that objection.

BY MR. WENDLER:

Q. Mr. Jackson, go ahead.

A. Go ahead with what? What do you want me to say?

Q. Okay. Did you say that you did in fact speak to some insurance company about the crash?

A. I'm almost certain some insurance company contacted me right after the crash, Brian. I don't recall who it was or what company it was. But normally when you're involved in an incident an insurer would call you to get your version of the story. So I'm almost certain someone did. I don't remember who the insurance company was or what the name of it was.

Q. Okay. And I appreciate that and I appreciate your patience here. I just have a few more

1 questions.

2 When that insurance company
3 contacted you, did they ask you to give a
4 recorded statement over the telephone and
5 turned a tape recorder on and asked you a
6 bunch of questions?

7 A. No. They sent me a file and told me to fill
8 out what happened. Sent me a piece of paper
9 via the phone and told me to fill it out and
10 say what happened. I know that's how they do
11 it.

12 Q. And did you do that? You filled it out and
13 sent it back?

14 A. I know I did, yeah. The guy hit me. Why
15 wouldn't I?

16 Q. You by chance didn't keep a copy of that when
17 you sent it back, did you?

18 A. That's been five years ago, Brian.

19 Q. Okay. So you don't remember if you kept a
20 copy or not?

21 A. I don't recall.

22 Q. All right. And you said this was right after
23 the crash. Are we talking about within a
24 month of the crash or a couple weeks or what
25 are you talking about?

1 A. It was in regulatory skills. It's been five
2 years, Brian. They didn't lie. They called
3 me everything, man. I don't remember who did
4 it. I answered the questions just like I'm
5 answering yours, man. He hit me.

6 Q. Mr. Buck was asking you a question, sir, about
7 did you notify anyone that you had been sued.
8 And I believe you said, no. And my
9 question is a little bit different. Why did
10 you not tell anyone that you got sued?

11 A. Because I didn't know I got sued. People were
12 asking me --

13 Q. Once you found out that you had been sued, did
14 you notify anyone?

15 A. No.

16 Q. Okay. Why not?

17 A. Why would I? I didn't have no money. And I
18 still don't. I should have sued him. Why do
19 you keep asking me about this? I should have
20 sued him, Brian. Your client is liable.

21 MS. WARREN: Mr. Jackson,
22 I'm going to direct you again to just answer
23 the questions that are asked of you.

24 THE WITNESS: No, I didn't
25 tell anyone.

1 BY MR. WENDLER:

2 Q. Mr. Jackson, back to the police report for
3 this crash. Do you have that in front of you,
4 sir?

5 A. I do.

6 Q. It's No. 2 I believe.

7 A. I do.

8 Q. In the same part of the crash where it lists
9 your name it lists the truck that you were
10 driving as a Freightliner 2006 model. Do you
11 see that?

12 A. Yeah, the Columbia.

13 Q. And down below that it says, vehicle owner was
14 Augusta Logistics. Do you see that?

15 A. Yeah, I see that.

16 Q. Do you know where that information came from
17 that Augusta Logistics, Inc. was the owner of
18 that truck?

19 A. No, I don't.

20 Q. Do you know anything about Augusta Logistics?

21 A. No, I don't.

22 Q. It says in there that the insurance company is
23 New York Marine and General. Do you see that?

24 A. I do.

25 Q. Do you know where that information came from?

1 A. I don't.

2 Q. Do you know if Augusta Logistics was the owner
3 of that truck or not?

4 A. No, I don't. I always thought Nick was the
5 owner.

6 Q. Okay. An insurance card that was produced as
7 part of this crash, sir, lists the insured as
8 Neron Logistics.

9 MR. BUCK: I'm going to
10 object.

11 BY MR. WENDLER:

12 Q. Have you ever heard of that company?

13 A. No.

14 MR. BUCK: We've already
15 talked about that. But I'm going to object to
16 any reference of an insurance card. We don't
17 have one before us.

18 BY MR. WENDLER:

19 Q. Go ahead, sir.

20 MR. BUCK: He said, "No."

21 THE WITNESS: No.

22 BY MR. WENDLER:

23 Q. And just so I'm clear. It has a weird
24 spelling of N-e-r-o-n. You've never heard of
25 that company?

1 A. Never.

2 Q. Do you know of any relationship between
3 Expedite and Neron Logistics?

4 MR. BUCK: I'm going to
5 object because he said he hasn't heard of
6 Neron. How is he supposed to know about a
7 relationship of a company he's never heard of?

8 MR. WENDLER: Your objection
9 is noted.

10 Q. Go ahead, Mr. Jackson.

11 A. I don't know nothing about Neron Logistics.

12 Q. Now the particular job that you did, sir, for
13 Expedite I think you told us that Nick
14 dispatched you; is that correct?

15 A. That is true.

16 Q. Do you know where Nick got his clients and
17 customers for dispatching purposes?

18 A. What do you mean by that?

19 Q. Well, do you know if Nick took loads from a
20 dispatching company or some other company and
21 agreed to transport those loads under the
22 Expedite name? Do you know if that's the case
23 or not?

24 A. No. I wouldn't know. I wouldn't have
25 information on that. He was paying me 50

1 cents a mile. So I never asked where the
2 loads come from, where they originate just as
3 long as I can get one.

4 Q. That's what I figured. I wanted to make sure
5 of that.

6 Okay. You told us that you
7 really didn't have a supervisor because you
8 were an independent contractor, right?

9 A. Yes.

10 Q. For the truck maintenance who was responsible?
11 Who provided that for the truck?

12 A. Nick.

13 Q. Nick through Expedite?

14 A. Through Expedite US 48.

15 Q. Did you have a fuel card?

16 A. I did.

17 Q. Who supplied that?

18 A. Nick through Condata.

19 Q. And your paychecks they came from US 48?

20 A. Yes.

21 Q. The Driver Information Exchange documents from
22 the crash in question, sir, says that the
23 insurer of Augusta is Illinois National
24 Insurance Company. Do you know where that
25 information came from?

MR. BUCK: Excuse me,
Counsel. What document are you referring to,
please?

MR. WENDLER: The Driver Information Exchange document.

MR. BUCK: Is that document before us?

MR. WENDLER: I don't know.
Did you bring it?

MR. BUCK: I mean it's not part of one of the exhibits that's been submitted as part of this record, is it?

MR. WENDLER: I don't know.
MR. BUCK: Well, then I'm going to object to you asking the witness about a document that's not before him.

MR. WENDLER: Well, good.
Your objection is noted.

Q. Mr. Jackson, you can answer the question.

MR. BUCK: Sir, you've been a lawyer a long time. You know that's not proper to ask a witness about a document that has not even been presented to the witness.

MR. WENDLER: I don't know what planet you are coming from. But it is

1 not improper to ask that question.

2 THE WITNESS: Well, how
3 would I know the answer to it?

4 MR. BUCK: Sir, if you had
5 chosen to be here with the document, that
6 would be a different matter. But it was your
7 election to attend by phone. And you have not
8 presented the document to the witness. So I'm
9 going to object to any questions regarding
10 that document.

11 MR. WENDLER: Your objection
12 is noted.

13 Q. Go ahead.

14 MR. BUCK: Go ahead with
15 what?

16 BY MR. WENDLER:

17 Q. Do you recall the question, Mr. Jackson?

18 A. I don't remember the question. Say it again.

19 Q. I didn't think you would. That's pretty
20 fair.

21 The Driver Information
22 Exchange document from the crash in question,
23 Mr. Jackson, says that the insurer of Augusta
24 Logistics is a company called Illinois
25 National Insurance Company. Do you know

1 anything about that insurance company or why
2 that would be in the Driver Information
3 Exchange document?

4 MR. BUCK: Objection to the
5 form of the question. Same objection as
6 before.

7 BY MR. WENDLER:

8 Q. Do you know, Mr. Jackson?

9 MS. WARREN: You can answer
10 the question.

11 THE WITNESS: No, I don't,
12 sir.

13 BY MR. WENDLER:

14 Q. All right. And then you were issued some
15 traffic tickets as a result of this crash,
16 correct?

17 MS. WARREN: Brian,
18 objection. Absolutely not. That's totally
19 irrelevant to this case. This is purely from
20 the Madison County case. It's completely
21 irrelevant and improper. I'm going to direct
22 him not to answer questions about the traffic
23 tickets.

24 MR. WENDLER: I am not
25 going to ask him whether he pled guilty or

1 not.

2 MS. WARREN: Brian, that
3 has nothing -- even the tickets themselves
4 have nothing to do with this declaratory
5 action.

6 MR. WENDLER: Well, the
7 ticket goes directly to show his knowledge of
8 what was transpiring and when he knew. So --

9 MS. WARREN: About what,
10 Brian? About the underlying accident or --
11 he's already answered as to who he was driving
12 under. I object.

13 MR. WENDLER: Your objection
14 is noted.

15 Q. Mr. Jackson, with regard to the traffic
16 tickets that you received for this crash I'm
17 not going to ask you whether you pled guilty
18 or not on those tickets. But do you know who
19 took care of those tickets for you?

20 MR. BUCK: Objection.
21 Irrelevant and immaterial.

22 MS. WARREN: Yes. And that
23 also assumes facts not in evidence. So I join
24 in the objection and add that objection and my
25 prior objections, as well.

1 BY MR. WENDLER:

2 Q. Go ahead, Mr. Jackson.

3 MS. WARREN: I'm going to
4 direct him not to answer questions about this.

5 MR. WENDLER: On what basis?

6 MS. WARREN: On the basis
7 that it is totally outside the scope of the
8 declaratory action and it's purely about -- I
9 don't see how it's related. I think you're
10 trying to engage in improper discovery for the
11 Madison County case.

12 MR. WENDLER: So, Brittany,
13 your position is that some insurance company
14 sent someone down there to take care of these
15 tickets for him. And that's outside of the
16 scope --

17 MS. WARREN: Brian, you
18 first have to -- to do that you're going to
19 have to talk about whether or not the outcome
20 of the tickets themselves were --

21 MR. WENDLER: No, I'm not.

22 MS. WARREN: Your question
23 assumes that the tickets were taken care of by
24 someone which gets to whether or not how those
25 tickets were adjudicated.

MR. WENDLER: No. I'm asking him who took care of the tickets for him. I'm not asking what the outcome of the tickets are. We know the outcome of the tickets. That's a public record. Stop instructing him and let him answer the question.

MR. BUCK: Perhaps you could clarify what you mean by who took care of them. What do you mean by take care of them?

MR. WENDLER: You know, if Mr. Jackson needs clarification, he's entitled to ask me that.

MR. BUCK: I think I'm entitled to ask that also.

MR. WENDLER: Well, your objection is noted.

O. Mr. Jackson --

MS. WARREN: Brian, can you just rephrase the question without assuming something? Because I think you're assuming again facts not in evidence.

BY MR. WENDLER;

Q. Mr. Jackson, can you tell me the traffic tickets that were issued to you for the crash

1 in question how it was that those tickets were
2 handled?

3 MS. WARREN: I'm going to
4 assert my prior objection.

5 But, Mr. Jackson, you can go
6 ahead.

7 THE WITNESS: Brittany is
8 objecting.

9 BY MR. WENDLER:

10 Q. Did you go down to the county court to take
11 care of those tickets yourself?

12 A. Every ticket I ever had I took care of myself.

13 Q. Okay. So you came to the Madison County Court
14 and took care of those tickets yourself?

15 A. No. I sent them the money.

16 Q. You sent them the money. All right. Did you
17 have someone representing you or not?

18 A. No. Who's to represent me? He hit me from
19 the back.

20 Q. That would be my next question. Was there
21 some lawyer appointed for you?

22 A. No. I got a bunch of bullshit -- I mean a
23 bunch of jacked up tickets. Equipment
24 violation tickets out of the tickets that were
25 received. I had to pay those in order to keep

1 my --
2 Q. Did you hire a lawyer yourself or did you --
3 A. Man, no, I ain't hire no lawyer. I paid my
4 money. I got hit from the back and I had to
5 pay. Do you put that on the record?
6 Q. You did not pay for any lawyers?
7 A. No. No. Lawyer for what? What I need a
8 lawyer for when I got hit from the back? I
9 paid the tickets, man.
10 Q. Mr. Jackson, is the last four digits of your
11 phone number still 9558?
12 A. No, it isn't.
13 Q. When did that change?
14 A. I don't know. But it did, man.
15 Q. Just give me your best estimate. Was it
16 within the last six months, last year, two
17 years? What's your best estimate?
18 A. It's been a minute, man. I don't recall when.
19 AT&T might know. Go call them.
20 Q. Okay. Just so I'm clear the only people that
21 you've ever spoken to about this crash, and
22 correct me if I'm wrong, except for your
23 attorneys would be Nick Veltchev and no one
24 else; am I right?
25 A. That's correct.

MR. BUCK: Other than his uncle who recommended the lawyers.

MR. WENDLER: I don't have anymore questions for you, sir. Thank you for your patience.

THE WITNESS: Okay. Thank you, Brian.

MR. WENDLER: You are welcome. Thank you.

MR. BUCK: Anyone else?

MR. BERWIN: No questions.

MS. ALLEN: I have no questions.

MR. BUCK: Counsel, would you please explain to your client the instruction with respect to waiving or reserving signature?

MS. WARREN: Mr. Jackson, you have the right to get a copy of the transcript of your deposition here today and review it for any kind of clerical errors and note those. Or you can also just waive your signature on the transcript. We usually recommend just to waive it because very rarely are there any issues with the

1 transcript. But it's up to you.

2 THE WITNESS: I'm going to
3 do what you say to do.

4 MS. WARREN: You'll waive?

5 THE WITNESS: Yes.

6 MS. WARREN: We'll waive.

7 MR. BUCK: Thank you. Thank
8 you everyone.

9 THE REPORTER: Does anyone
10 need to order a copy of the deposition?

11 MR. WENDLER: Yes, I would
12 like an etranscript in PDF version.

13 MR. BUCK: I would like an
14 etranscript.

15 (Deposition concluded at 2:15 p.m.)

1

2

3 CERTIFICATE PAGE

4

5 STATE OF MICHIGAN)

6 COUNTY OF OAKLAND)

7

8 I certify that this transcript, consisting of
9 57 pages is a complete, true, and correct record of
10 the testimony of JOHN J. JACKSON held in this case
11 on January 10, 2020.

12 I also certify that prior to taking this
13 deposition JOHN J. JACKSON was duly sworn to tell
14 the truth.

15 I also certify that I am not a relative or
16 employee of or an attorney for a party; or a
17 relative or employee of an attorney for a party; or
18 financially interested in the action.

19

20

21

22

23 Susan Bauman, CSR 6320

24 Notary Public: Oakland County, Michigan

25 My Commission expires: 10-27-2022

AO 88A (Rev. 02/14) Subpoena to Testify at a Deposition in a Civil Action

W
DO/DE/K

UNITED STATES DISTRICT COURT
 for the
SOUTHERN DISTRICT OF ILLINOIS

ARTISAN AND TRUCKERS CASUALTY CO.,Plaintiffv.NERON LOGISTICS LLC, EXPEDITE US 48 INC.,
AUGUSTA LOGISTICS, INC., ET AL.,Defendant

Civil Action No. 18 cv 02220

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To: John Jackson, 11470 Nashville Street, Detroit, Michigan 48205

(Name of person to whom this subpoena is directed)

Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment: **a motor vehicle accident that took place on I-270 in Madison County, Illinois, on April 9, 2014, about 11:37 p.m., involving John Jackson and Franz Enns.** See the attached police report.

Place: National Court Reporter's Inc./Regus
 400 Renaissance Center, Suite 2600
 Detroit, MI 48243

Date and Time: January 10, 2020, at 1:00 p.m. (EST)The deposition will be recorded by this method: Court Reporter

Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and must permit inspection, copying, testing, or sampling of the material: **Please see the attached production rider.**

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: December 26, 2019CLERK OF COURT

OR

Signature of Clerk or Deputy ClerkAttorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (*name of party*) Artisan and Truckers Casualty Co., who issues or requests this subpoena, are:

Thomas L. Buck, Magnani & Buck Ltd., 321 South Plymouth Court, Suite 1700, Chicago, Illinois 60604 (312) 294-4800,
 law@magnanibuck.com

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

EXHIBIT

tables

AO 8A (Rev. 02/14) Subpoena to Testify at a Deposition in a Civil Action (Page 2)

Civil Action No.
18 cv 02220

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)* John Jackson
on *(date)* 12/27/2019

I served the subpoena by delivering a copy to the named individual as follows: personally served to John Jackson at 11470 Nashville Street, Detroit, Michigan 48205
at 10:56 A.M. on *(date)* 12/31/2019; or

I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ 50.30

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 12/31/2019



P.C. Perovich
Server's signature

P. C. Perovich, Process Server

Printed name and title

574 Superior Blvd., Wyandotte, MI 48192

Server's address

Additional information regarding attempted service, etc.:



ILLINOIS STATE POLICE
Division of Administration

JB Pritzker
Governor

Brendan F. Kelly
Acting Director

**RULE 902(11) CERTIFICATION OF RECORDS OF REGULARLY
CONDUCTED ACTIVITIES**

09/13/2019

S19-0225

1. I, Cheri L. Strode, am a duly authorized keeper of records of the Illinois State Police with authority to execute this certification and to verify the authenticity of the records produced.
2. I hereby certify that the enclosed documents are true and accurate copies of original records or duplicates of original records in the possession or under the control of the Illinois State Police.
3. The records were made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of these matters.
4. The records were kept in the course of the regularly conducted activity of the Illinois State Police.
5. The records were made by the regularly conducted activity of the Illinois State Police as a regular practice of the Illinois State Police.
6. Upon information and belief, after a careful search of the Records Management Section, the attached records are a complete copy of the responsive records that are not subject to an objection by the Illinois State Police.

Records Management Section
801 South Seventh Street, Suite 600-M
Springfield, Illinois 62703
(217) 524-1508 (voice) 1 (800) 255-3323 (TDD)
www.illinois.gov www isp.state.il.us



VERIFICATION

Under penalty of perjury, the undersigned, Cheri L. Strode, certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Executed on 9/13/19
Date

Cheri L. Strode
Print Name

Cheri L. Strode J.S.
Signature

Attachments:

Traffic Crash Report: #11-14-00911

Citation(s): #7872473 through 7872475

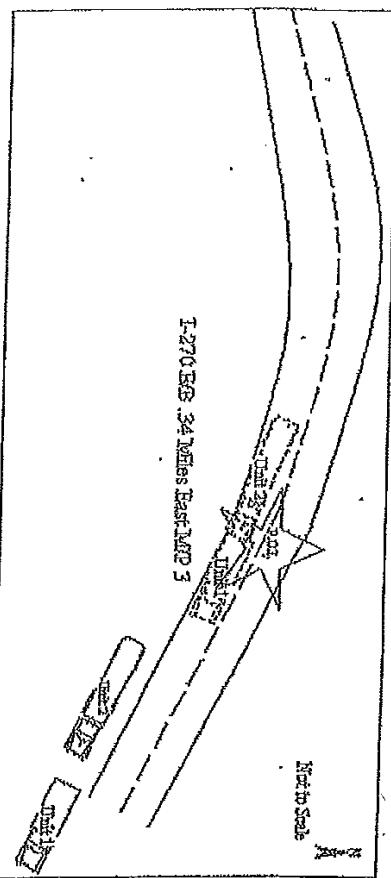
Driver/Vehicle Inspection Report: #IL5257000783 & IL6454000026

EB

ILLINOIS TRAFFIC CRASH REPORT												Sheet	of	Sheets	ISP-0043-2149408-251938																
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INVESTIGATING AGENCY												1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20
ILLINOIS STATE POLICE												DIRECTOR OF AN	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
ADDRESS NO. <input type="checkbox"/> STREET NAME <input type="checkbox"/> INTERSECTION WITH <input type="checkbox"/> NAME OF INTERSECTION												VEHICLE PROPERTY	DAMAGED TO AN	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
NAME <input type="checkbox"/> PERSONAL DRIVER <input type="checkbox"/> FEDERAL <input type="checkbox"/> STATE <input type="checkbox"/> LOCAL <input type="checkbox"/> OTHER <input type="checkbox"/> BUSINESS												NAME	DAMAGED TO AN	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
STREET ADDRESS												NAME	DAMAGED TO AN	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
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TELEPHONE <input type="checkbox"/> DRIVERS LICENSE NO. <input type="checkbox"/> STATE <input type="checkbox"/> CLASS <input type="checkbox"/> VEHICLE OWNER LAST, FIRST, MIDDLE NAME												NAME	DAMAGED TO AN	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
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DRIVER/VEHICLE EXAMINATION REPORT

Illinois State Police Commercial Vehicle Section
801 S. Seventh Street, Suite 200-N
Springfield, IL 62703
Phone #: (217)782-8207 Fax #: (217)524-2391

Report Number: IL5257000783
Inspection Date: 4/10/2014 Certification Date: 04/29/2014
Time Started: 01:00 Time Ended: 03:30
Inspection Level: II - Walk-Around
HM Inspection Type: No HM Inspection

EXPEDITE US 48 INC
820 BEGERS RD SUITE C
DES PLAINES, IL 60016
USPS # 01836322
MCIMX # 090578
State #: IL

Driver: JACKSON, JOHN J
License #: J260429379689 State: MI
Date of Birth: 9/4/1967

Phone #: (773)904-0409

Fax #: _____

Location: I-270 EASTBOUND
Highway: D11
County: MADISON
Shipper: KRAFT FOODS

MilePost: 3.8

Origin: GRANITE CITY, IL

Bill of Lading: 429444

Destination: ANNISTON, AL

Cargo: FOOD

VEHICLE IDENTIFICATION:

Unit Type	Make	Year	State	License#	Equipment ID	Unit VIN	GVWR	CVSA #	CVSA Issued #	OOS Stmt#
1	TT	FRNT	2008	IL	P807293	112	1FUJA60K78LV48158	80,000		
2	ST	GDAN	2012	IL	416116BT	1030	1GRAAO028CT666784	0		

Brake Adjustments: No brake measurements recorded.

VIOLATIONS:

Vio Code	Section	State Citation				Crash	Violation Description
		Unit	OOS	Number	Verify*		
393.8F1	393.8(f)(1)	D	N	WW7603468	N	N	Log Book not current, last entry at 9:00 pm 4/9/13 as not driving
393.78A	393.78(a)	2	Y	WW7603468	U	N	Flat tire on axle & right Inside and outside tires both flat
393.17C	393.17(c)	2	N	WW7603468	N	N	Operating a CMV without periodic inspection-expired 2/13
393.201A	393.201(a)	2	N	WW7603468	N	N	Frame sagging inward on the top aluminum rail on the front of trailer
393.8A1	393.8(a)(1)	2	N	WW7603468	N	N	Inspection, repair and maintenance of parts & accessories-radiator fluid leak
393.28B	393.28(b)	2	Y	NA	U	Y	**Lamps are not visible as required-brake lights are pushed in from crash
628 ILCS 5/12-201(C)92.2		2	N	NA	N	Y	**No rear registration plate light
393.65D2	393.65(d)(2)	1	N	WW7603468	N	N	ABS malf indstr to cab of towng CMV mfg>2/01
393.9TS	393.9(a)	1	N	WW7603468	N	N	Inoperable turn signal- FRONT LEFT
393.9H	393.9(a)	1	N	WW7603468	N	N	Inoperable head lamps-left low beam

* N ~ Non-OOS or Driver OOS Violation; U ~ Unknown

** Y ~ The violation occurred because of the crash; U ~ Unknown

HazMat:	No HAZ Transported,	Placard:	NA	Gage Tanks
Special Checks:	<input type="checkbox"/> Alcohol/Controlled Substance Check <input type="checkbox"/> Conducted by Local Jurisdiction <input type="checkbox"/> Size and Weight Enforcement <input type="checkbox"/> E Screening	<input type="checkbox"/> Traffic Enforcement <input type="checkbox"/> PASA Conducted Inspection <input type="checkbox"/> Drug Interdiction Search	<input checked="" type="checkbox"/> Post Crash Inspection <input type="checkbox"/> PBST Inspection <input type="checkbox"/> Arrests:	

Locally Defined Fields:

Accident Report #: 11-14-000911

Vehicle is declared OUT OF SERVICE pursuant to the authority contained in the Illinois Motor Carrier Safety Regulations and/or the Illinois Hazardous Materials Transportation Act until all OUT OF SERVICE defects have been corrected.

Report Prepared By:
KAREN L DRAPER

Badge #: 116257

Copy Received By:
JACKSON, JOHN J

Page 1 of 2



116257000783

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DRIVER/VEHICLE EXAMINATION REPORT

Illinois State Police Commercial Vehicle Section
801 S. Seventh Street, Suite 200-N
Springfield, IL 62703
Phone #: (217)782-6287 Fax #: (217)624-2391

Report Number: IL8257000783
Inspector Date: 4/10/2014 Certification Date: 04/20/2014
Time Started: 01:00 Time Ended: 03:30
Inspection Level: II - Walk-Around
HM Inspection Type: No HM Inspection

EXPEDITE US 48 INC
826 SEEGER'S RD SUITE Q
DES PLAINES, IL 60016
USDOT #: 01838922
MC/MX #: 698575
State #: _____

Phone #: (708)904-0409
Fax #: _____

Driver: JACKSON, JOHN J
License #: J250429879888 State: MI
Date of Birth: 9/4/1987

Within 15 days after your driver receives an inspection report, you, as the carrier, must sign and return a copy of that report to the office indicated below. As verification that all defects or violations have been corrected to assure compliance with the Illinois Motor Carrier Safety Act, please mail or fax a signed copy to the following address:

Illinois State Police, Commercial Vehicle Section
801 South Seventh Street, Suite 200-N
Springfield, Illinois 62703
Telephone: (217) 782-6287
Fax: (217) 624-2391

Signature of Carrier Official: X Date: _____

By signing, I verify the above noted defects have been corrected.

Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000.

Signature of Repairer: X Facility: _____ Date: _____

Report Prepared By:
KAREN L DRAPER

Badge #:
IL5287

Copy Received By:
JACKSON, JOHN J

Page 2 of 2



IL8257000783

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DRIVER/VEHICLE EXAMINATION REPORT

Illinois State Police Commercial Vehicle Section
801 S. Seventh Street, Suite 200-N
Springfield, IL 62703
Phone #: (217)702-0287 Fax #: (217)524-2391

Report Number 1L6454000026
Inspection Date 4/9/2014 Certification Date:
Time Started: 23:21 Time Ended: 23:41
Inspection Level: III - Driver-Only Inspection
HM Inspection Type: No HM Inspection

WILLOWOOD TRANSPORTING
PO BOX 46027 RPO WESTDALE
WINNIPEG, MB R3R 3S3
USDOT #: 0044566
MCMX #: 242721

Phone #: (204)967-0066
Fax #: _____

Driver: WINKLER, JASPER B
License #: EN-NS-P-B347RS State: MB
Date of Birth: 10/12/1969

Location: I-270 EB
Highway: D11
County: MADISON
Shipper: MACDON

State Post: 3,8
Origin: WINNIPEG, MB
Destination: HOPKINSVILLE, KY

Bill of Lading: 129562
Cargo: MACHINERY, LARGE OBJECT

VEHICLE IDENTIFICATION:

Unit Type	Make	Year	State	License#	Equipment ID	Unit VIN	GVWR	CVSA #	CVSA Issued #	OOS Sktr.#
1	TT	PTRB	MB	PCU635		770	80,000			
2	ST	UTIL.	MB	5Z6606			0			

BRAKE ADJUSTMENTS: No brake measurements recorded.

VIOLATIONS: No violations were discovered.

HazMat:	No HM Transported.	Placard: NA	Cargo Tanks:
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Special Checks:	<input type="checkbox"/> Alcohol/Controlled Substance Check <input type="checkbox"/> Conducted by Local Jurisdiction <input type="checkbox"/> Size and Weight Enforcement <input type="checkbox"/> EScreening	<input checked="" type="checkbox"/> Traffic Enforcement <input type="checkbox"/> PASA Conducted Inspection <input type="checkbox"/> Drug Interdiction Search	<input type="checkbox"/> Post Crash Inspection <input type="checkbox"/> PBBT Inspection Arrests:
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Report Prepared By:
Donald Cary

Badge #: 1L6454

Copy Received By:
WINKLER, JASPER B

Page 1 of 1



1L6454000026

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DRIVER/VEHICLE EXAMINATION REPORT

Illinois State Police Commercial Vehicle Section
801 S. Seventh Street, Suite 200-N
Springfield, IL 62703
Phone #: (217)782-8287 Fax #: (217)624-2891

Report Number: IL6267000783
Inspection Date: 4/10/2014 Certification Date: 04/20/2014
Time Started: 01:00 Time Ended: 03:30
Inspection Level: II - WalkAround
HM Inspection Type: No HM Inspection

EXPEDITE US 46 INC
820 SPRINGERS RD SUITE O
DEER PLAINES, IL 60016
USDOT #: 01030822
MCIMM #: 899876
State #:

Phone #: (773) 804-0409
Fax #:

Location: I-270 EASTBOUND
Highway: DH
County: MADISON
Shipper: KRAFT FOODS

MilePost: 3.6
Origin: GRANITE CITY, IL
Destination: ANNISTON, AL

Bill of Lading: 428444
Cargo: FOOD

VEHICLE IDENTIFICATION:

Unit Type	Make	Year	State	License#	Equipment ID	Unit VIN	OVRN	OVSIA#	OVSIA tested#	OOS DSC#
1	TT	FRUIT 2008	IL	PW07298	412	1FUJABGK70L146189	80,000			
2	ST	GRAN 2012	IL	41814687	1030	1GFAA0629C1666764	0			

Brake Adjustments: No brake measurements recorded.

VIOLATIONS:

Violation Code	Section	Unit	OOS	Number	Verif#	Crash?	Violation Description
393.8F1	393.8(j)(1)	D	N	WWY7003468	N	N	Log Book not current, last entry at 2:00 pm 4/9/13 as not driving
393.75A	393.75(a)	Z	Y	WWY7003468	U	N	Flat tire on outside & right inside and outside tires both flat
393.17C	393.17(c)	2	N	WWY7003468	N	N	Operating a CMV without periodic inspection-expired 2/18
393.201A	393.201(a)	2	N	WWY7003468	N	N	Rear sagging inward on the top aluminum rail on the front of trailer
393.8A1	393.8(a)(1)	2	N	WWY7003468	N	N	Inoperable, repair and maintenance of parts & accessories- radiator fluid leak
393.26B	393.26(a)	2	Y	NA	U	Y	*Lamps are not visible as required-brake lights are pushed in from sides
628 IL OS 6/12-201(C)902.2		2	N	NA	N	Y	*No rear registration plate light
393.66D2	393.66(d)(2)	1	N	WWY7003468	N	N	ABS malfunctions due to loss of towing CMV mfg>2/01
393.07G	393.9(a)	1	N	WWY7003468	N	N	Inoperative turn signal- FRONT LEFT
393.9H	393.9(a)	1	N	WWY7003468	N	N	Inoperative head lamps-left low beam

*N = Non-OOS or Driver OOS Violation; U = Unknown

*Y = The violation occurred because of the crash; U = Unknown

Handwritten	No HM Transportation	Placard#	NA	Cargo tank

Locally Defined Fields:

Accident Report#: 11-44-000044

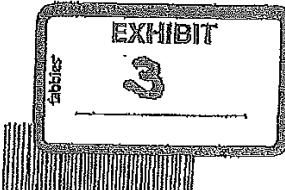
Vehicle is declared OUT OF SERVICE pursuant to the authority contained in the Illinois Motor Carrier Safety Regulations and/or the Illinois Hazardous Materials Transportation Act until all OUT OF SERVICE defects have been corrected.

Report Prepared By:
KAREN L DRAPER

Badge #: 116297

Colly Raye/Indy By:
JACKSON, JOHN J

Page 1 of 2



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IL6267000783

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DRIVER/VEHICLE EXAMINATION REPORT

Illinois State Police Commercial Vehicle Section
801 S. Seventh Street, Suite 200-N
Springfield, IL 62703
Phone #: (217)782-6287 Fax #: (217)624-2391

Report Number: IL0257000783
Inspection Date: 4/10/2014 Certification Date: 4/10/2014
Time Started: 07:00 Time Ended: 08:30
Inspection Level: II - Walk Around
HM Inspection Type: No HM Inspection

EXPEDITE US AIR INC
828 SPEECHERS RD SUITE C
DEER PLAINES, IL 60018
USDOT #: 010406922
MOT/MIC #: 698576

Phone #: (708)904-0409
Fax #:

Driver: JACKSON, JOHN J
License #: J200420879889 State: IL
Date of Birth: 01/01/1967

State #:

Within 10 days after your driver receives an inspection report, you, as the carrier, must sign and return a copy of that report to the office indicated below. As verification that all defects or violations have been corrected to ensure compliance with the Illinois Motor Carrier Safety Act, please mail or fax a signed copy to the following address:

Illinois State Police, Commercial Vehicle Section
801 South Seventh Street, Suite 200-N
Springfield, Illinois 62703
Telephone: (217) 782-6287
Fax: (217) 624-2391

Date:

Signature of Carrier Official: X

By signing, I verify the above noted defects have been corrected.

Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000.

Signature of Reporter: X

Facility:

Date:

Report Prepared By:
KAREN L DRAPER

Badge #:
IL6287

Copy Received By:
JACKSON, JOHN J

Page 2 of 2



IL0257000783

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